

**STATE OF GEORGIA
COUNTY OF FULTON
CITY OF SOUTH FULTON**

RESOLUTION NO. 2017-078

**TO ENCOURAGE THE GENERAL ASSEMBLY TO RESPECT EXISTING
MUNICIPAL BORDERS; TO URGE THE GENERAL ASSEMBLY TO REPEAL
THE 1950 LOCAL CONSTITUTIONAL AMENDMENT TO PREVENT THE
FULTON INDUSTRIAL DISTRICT FROM BEING IN A MUNICIPALITY; AND
FOR OTHER PURPOSES.**

WHEREAS, the City of South Fulton ("City") is a municipal corporation duly organized and existing under the laws of the State of Georgia; and

WHEREAS, the City was created from all unincorporated areas in south Fulton County that existed on May 1, 2016; and

WHEREAS, other cities attempted, sometimes successfully, to annex into the City's borders; and

WHEREAS, in *Mays v. City of Atlanta*, 301 Ga. 367 (2017), the Supreme Court of Georgia decided that annexation resolutions adopted after June 1, 2016 that attempted to annex territory that was then part of unincorporated Fulton County were untimely; and

WHEREAS, the City has recently resolved a matter with the City of Union City over another parcel of property that was annexed by Union City after June 1, 2016, the Mayor and City Council thank the leaders and residents of the City of Union City for working collaboratively with the City on the matter; and

WHEREAS, the City continues to examine other improper and untimely annexations into the City, and the City has authorized the Interim City Attorney to take all steps necessary to maintain the integrity of the City's borders; and

WHEREAS, the General Assembly passed House Bills 131 and 132, which would have allowed Fulton County residents to vote on whether to repeal a 1950 Local Constitutional Amendment (1950 Ga. Laws p. 458) (the "1950 Local Amendment"), and if so repealed, would have allowed the Fulton Industrial District to be considered part of the City; and

WHEREAS, Governor Deal vetoed House Bills 131 and 132; and

WHEREAS, the General Assembly reconvenes in January 2018; and

WHEREAS, the City anticipates that the municipal boundaries of south Fulton County will be subject to legislation.

THEREFORE, IT IS NOW RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOUTH FULTON, GEORGIA, AS FOLLOWS:

1. **Recitals.** The aforesaid recitals are not mere recitals, but are material portions of this Resolution.
2. **Respecting the City's Political Boundaries.** The Mayor and City Council hereby urge the members of the Fulton County delegations of the General Assembly to respect the City's existing political boundaries, and not decrease the size of the City by allowing another municipality to expand into the City.
3. **Resolving the Fulton Industrial District.** The Mayor and City Council hereby urge the members of the Fulton County delegations of the General Assembly to allow Fulton County residents to repeal the 1950 Local Amendment, and contingent upon the repeal of the 1950 Local Amendment, expand the City's borders to include the Fulton Industrial District.
4. **Delivery.** The City Clerk is hereby instructed to deliver a copy of this Resolution to all members of the General Assembly who serve in the Fulton County delegations.

The foregoing Resolution No. **2017-078** was adopted on **December 12, 2017**, was offered by **Mayor Pro Tem Rowell**, who moved its approval. The motion was seconded by Councilmember **Willis**, and being put to a vote, the result was as follows:

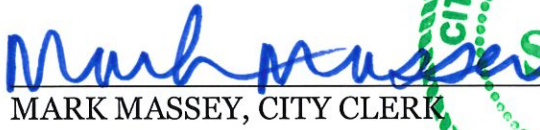
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William “Bill” Edwards, Mayor	<hr/>	<hr/>
Catherine Foster Rowell, Mayor Pro Tem	<hr/> √	<hr/>
Carmalitha Lizandra Gumbs	<hr/> √	<hr/>
Helen Zenobia Willis	<hr/> √	<hr/>
Gertrude Naeema Gilyard	<hr/> √	<hr/>
Rosie Jackson	<hr/> √	<hr/>
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Mark Baker	<hr/> √	<hr/>

THIS RESOLUTION adopted this 12th day of December 2017. CITY OF SOUTH FULTON, GEORGIA.



WILLIAM "BILL" EDWARDS, MAYOR

ATTEST:



MARK MASSEY, CITY CLERK



APPROVED AS TO FORM:



JOSH BELINFANTE, INTERIM CITY ATTORNEY